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Attorney's Docket No. 038826-273099

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Timothy M. Owens et al.
Appl. No.: 10/756,185
Filed: January 13, 2004
For: GOLF BALL

Confirmation No.: 2287
Group Art Unit: 3711
Examiner Gordon, R.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(c)

I, John P. Higgins, am an attorney of record of the disclaimant Noonan LLC and am authorized to execute this disclaimer on behalf of Noonan LLC. The disclaimant, Noonan LLC, having a principal place of business at 113 Mayfield Street, Summerville, South Carolina, is the owner of all right, title, and interest in the above-identified application.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,004,225, issued December 21, 1999, entitled *Golf Ball*.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,004,225, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of U.S. Patent No. 6,004,225 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by a reexamination

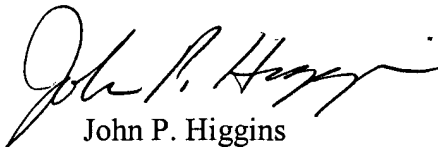
03/03/2005 HALI11 00000130 160605 10756185

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In re: Timothy M. Owens et al.
Appl. No.: 10/756,185
Filing Date: January 13, 2004
Page 2

certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,



John P. Higgins
Registration No. 60,645

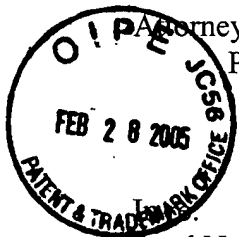
Date: 2/28/05

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Carolyn Smith



Attorney's Docket No. 038826-273099

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor:
Appl No.: Owens, et al.
Filed: 10/756,185
For: January 13, 2004
GOLF BALL

Confirmation No.: 2287
Group Art Unit: 3711

STATEMENT UNDER 37 CFR 3.73(b)

Enclosed herewith is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent identified above by virtue of:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. A copy of said assignment that is being recorded separately is attached hereto.

B. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel , Frame .

C. ☒ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: Krzysztof H. Turschmid To: Timothy M. Owens, Douglas P. DuFaux and Mark T. Elliott.

The document was mailed to the Patent and Trademark Office on February 7, 2005; a copy thereof is attached.

2. From: Timothy M. Owens, Douglas P. DuFaux and Mark T. Elliott
To: Noonan LLC, a copy of which is attached. .

- ☐ Additional documents in the chain of title are listed on a supplemental sheet.
☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned is empowered to sign this statement on behalf of the assignee.

2/28/05

Date

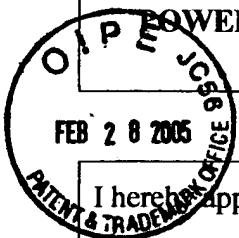
John P. Higgins
John P. Higgins, Registration No. 40,645

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Carolyn Smith

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO



I hereby appoint:



Practitioners associated with the Customer Number:

00826

OR



Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) and are authorized to act on behalf of the Assignee in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Assignee Name and Address:

Noonan LLC

113 Mayfield Street

Summerville, South Carolina 29485

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name Timothy M. Owens

Signature

A handwritten signature in dark ink, appearing to read "Timothy M. Owens".

Date February 23, 2005

Title Manager

Telephone (843) 270-2365

ASSIGNMENT - WORLDWIDE

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned co-inventor, Krzysztof H. Turschmid, has sold and assigned, and by these presents hereby sells and assigns, unto co-inventors

Timothy M. Owens, Douglas P. DuFaux, and Mark T. Elliott,

their successors and assigns, the entire right, title and interest, so far as concerns the United States and the Territories and Possessions thereof and all foreign countries in and to the invention in United States Patent No. 6,004,225, "Golf Ball,"

as set forth in this United States Patent Application

- ☐ executed concurrently herewith
- ☐ executed on _____
- ☒ Application No. 008453; filed January 16, 1998
- ☒ Application claims priority from Application No. 60/036,196, filed January 21, 1997, all applications listed above being hereinafter referred to as the "application(s)";

said application for United States Letters Patent, including all divisional, renewal, substitute, continuation, nonprovisionals, continuation-in-parts, and Convention applications based in whole or in part upon said inventions or upon said applications, and any and all Letters Patent and reissues, reexaminations, and extensions of Letters Patent granted for said inventions or upon said applications and every priority right that is or may be predicated upon or arise from said inventions, said applications, and said Letters Patent; said Assignee being hereby authorized to file patent applications in any or all countries on any or all said inventions in the name of the undersigned or in the name of said Assignee or otherwise as said Assignee may deem advisable, under the International Convention or otherwise; the Commissioner of Patents and Trademarks of the United States of America being hereby authorized to issue or transfer all said Letters Patent to said Assignee in accordance herewith; this assignment being under covenant, not only that full power to make the same is had by the undersigned, but also that such assigned right is not encumbered by any grant, license, or other right theretofore given, and that the undersigned will do all acts reasonably serving to ensure that the said inventions, patent applications and Letters Patent shall be held and enjoyed by said Assignee as fully and entirely as the same could have been held and enjoyed by the undersigned if this assignment had not been made, and particularly to execute and deliver to said Assignee all lawful documents including petitions, specifications, oaths, assignments, invention disclaimers, declarations, and lawful affidavits in form and substance which may be requested by said Assignee, to furnish said Assignee with all facts relating to said inventions or the history thereof and any and all documents, photographs, models, samples or other physical exhibits which may embody said inventions, and to testify in any proceedings relating to said inventions, patent applications, and/or Letters Patent.

The undersigned hereby grant(s) an authorized representative of Assignee the power to insert in this Assignment any further identification that may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

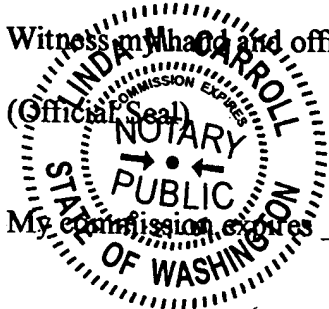
March 19, 2004
Date

Krzysztof H. Turschmid
Krzysztof H. Turschmid

State of Washington
County of King

I, LINDA M. CARROLL, a Notary Public for said County and State, do hereby certify that Krzysztof Turschmid personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 19th day of March, 2004.



LINDA M. CARROLL

Linda M. Carroll
Notary Public

My commission expires 8/21/07

3/19/04
Date

Linda M. Carroll
Signature

State of WA
County of King

ASSIGNMENT - WORLDWIDE

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned co-inventors, Timothy M. Owens, Douglas P. DuFaux, and Mark T. Elliott, have sold and assigned, and by these presents hereby sells and assigns, unto

Noonan, LLC

its successors and assigns, the entire right, title and interest, so far as concerns the United States and the Territories and Possessions thereof and all foreign countries in and to the invention in as set forth in this United States Patent Application

- ☐ executed concurrently herewith
- ☐ executed on _____
- ☒ Application No. 09/008453; filed January 16, 1998
- ☒ Application claims priority from Application No. 60/036,196, filed January 21, 1997, all applications listed above being hereinafter referred to as the "application(s)";

said application for United States Letters Patent, including all divisional, renewal, substitute, continuation, nonprovisionals, continuation-in-parts, and Convention applications based in whole or in part upon said inventions or upon said applications, and any and all Letters Patent, including U.S. Patent No. 6,004,225 and U.S. Patent No. 6,705,957 B2 and reissues, reexaminations, and extensions of Letters Patent granted for said inventions or upon said applications and every priority right that is or may be predicated upon or arise from said inventions, said applications, and said Letters Patent; said Assignee being hereby authorized to file patent applications in any or all countries on any or all said inventions in the name of the undersigned or in the name of said Assignee or otherwise as said Assignee may deem advisable, under the International Convention or otherwise; the Commissioner of Patents and Trademarks of the United States of America being hereby authorized to issue or transfer all said Letters Patent to said Assignee in accordance herewith; this assignment being under covenant, not only that full power to make the same is had by the undersigned, but also that such assigned right is not encumbered by any grant, license, or other right theretofore given, and that the undersigned will do all acts reasonably serving to ensure that the said inventions, patent applications and Letters Patent shall be held and enjoyed by said Assignee as fully and entirely as the same could have been held and enjoyed by the undersigned if this assignment had not been made, and particularly to execute and deliver to said Assignee all lawful documents including petitions, specifications, oaths, assignments, invention disclaimers, declarations, and lawful affidavits in form and substance which may be requested by said Assignee, to furnish said Assignee with all facts relating to said inventions or the history thereof and any and all documents, photographs, models, samples or other physical exhibits which may embody said inventions, and to testify in any proceedings relating to said inventions, patent applications, and/or Letters Patent.

The undersigned hereby grant(s) an authorized representative of Assignee the power to insert in this Assignment any further identification that may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

12/22/2004
Date

Timothy M. Owens
Timothy M. Owens

State of SOUTH CAROLINA
County of DORCHESTER

I, CAROL F. YOUNG, a Notary Public for said County and State, do hereby certify that Timothy M. Owens personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 22nd day of DECEMBER, 2004.

(Official Seal)

CAROL F. YOUNG
Notary Public

My commission expires 6-21-09

12-22-04
Date

Carol F. Young
Signature

State of SOUTH CAROLINA
County of DORCHESTER

20 DEC 04
Date


Douglas P. DuFaux

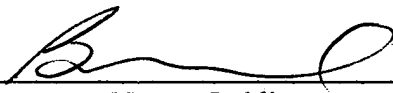
State of TEXAS)

County of Harris)

I, BRENDA WARD, a Notary Public for said County and State, do hereby certify that Douglas P. DuFaux personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 20 day of December, 2004.

(Official Seal)


Notary Public

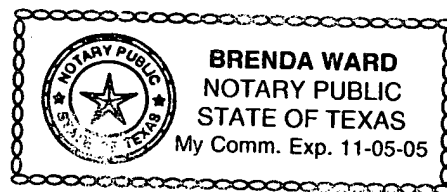
My commission expires 11-05-05

12-20-04
Date


Signature

State of TEXAS)

County of Harris)



February 2nd, 2005
Date

Mark T. Elliott
Mark T. Elliott

State of North Carolina)

County of Mecklenburg)

I, Kimberly Crawford, a Notary Public for said County and State, do hereby certify that Mark T. Elliott personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 2 day of February, ~~2004~~²⁰⁰⁵

(Official Seal)

Kimberly Crawford
Notary Public

My Commission Expires June 10, 2009
My commission expires _____

Date

Signature

State of _____)

County of _____)

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